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MAY 16 2014

DEPT. OF WATER RESOURCES
SOUTHERN REGION

Affidavit of Publication
STATE OF IDAHO)
COUNTY OF TWIN FALLS) SS.

I, Ruby Aufderheide, being first duly sworn upon oath, depose and say that I am Legal Clerk of the TIMES-NEWS, published daily at, Twins Falls, Idaho, and do solemnly swear that a copy of the notice of advertisement, as per clipping attached, was published in the regular and entire issue of said newspaper, and not in any supplement thereof, for two consecutive weeks, commencing with the issue dated 8th day of May, 2014 and ending with the issue dated 15th day of May, 2014

And I do further certify that said newspaper is a consolidation, effective February 16, 1942, of the Idaho Evening Times, published theretofore daily except Sunday, and the Twin Falls News, published theretofore daily except Monday, both of which newspapers prior to consolidation had been published under said names in said city and county continuously and uninterruptedly during a period of more than twelve consecutive months, and said TIMES-NEWS, since such consolidation, has been published as a daily newspaper except Saturday, until July 31, 1978, at which time said newspaper began daily publication under said name in said city and county continuously and uninterruptedly.

And I further certify that pursuant to Section 60-108 Idaho Code, Thursday of each week has been designated as the day on which legal notice by law or by order of any court of competent jurisdiction within the state of Idaho to be issued thereof Thursday is announced as the day on which said legal will be published.

Ruby Aufderheide
Ruby Aufderheide, Legal Clerk

STATE OF IDAHO
COUNTY OF TWIN FALLS

On this 15th day of May, 2014, before me,

a Notary Public, personally appeared Ruby Aufdeheide, known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.

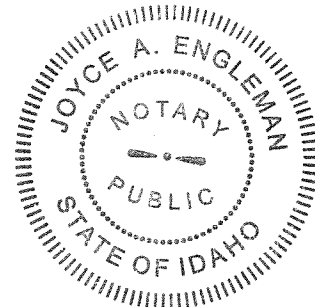
Joyce A. Engleman

Notary Public for Idaho
Residing at Twin Falls, Idaho.

6/28/19

My commision expires: _____

✓ OK DM 5/21/2014



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MAY 17 11 AM
IDAHO DEPARTMENT OF WATER RESOURCES

**NOTICE OF MITIGATION PLAN SUBMITTED BY THE
COALITION OF CITIES
IN RESPONSE TO THE RANGEN, INC.
WATER DELIVERY CALL**

Notice is hereby given that on April 25, 2014, the Coalition of Cities ("Coalition"), through its counsel, Robert E. Williams, Candice McHugh and Chris M. Bromley c/o Robert Williams, Williams, Meservy & Lothspeich, LLP, PO Box 168, Jerome ID 83338, and on behalf of its member cities of Bliss, Burley, Carey, Declo, Dietrich, Gooding, Hazelton, Heyburn, Jerome, Paul, Richfield, Rupert and Wendell, submitted the Coalition's Mitigation Plan ("plan" or "mitigation plan") for the Rangen Inc. Delivery Call ("call") to the Idaho Department of Water Resources ("Department"). The Department will process this plan pursuant to the Department's Conjunctive Management Rules (IDAPA 37.03.11).

The plan is intended to satisfy the Coalition's mitigation obligations related to the call as defined in the January 29, 2014, "Final Order Regarding Rangen Inc's Petition For Delivery Call; Curtailing Ground Water Rights Junior to July 13, 1962" and the April 11, 2014, "Order Approving in Part and Rejecting in Part IGWA's Mitigation Plan; Order Lifting Stay Issued February 21, 2014; Amended Curtailment Order" issued by the Director. The orders, plan, and other related documents may be viewed online at the following website link:

<http://www.idwr.idaho.gov/News/WaterCalls/1000Spring%20Users%20Calls/Rangen.htm>

Rangen Inc. ("Rangen") holds water rights for fish propagation from the Martin-Curren Tunnel which is hydrologically connected to the Eastern Snake Plain Aquifer ("ESPA"). The Coalition holds numerous ground water rights for municipal consumptive uses located within the ESPA. Certain of these ground water rights have priority dates junior to the priority dates of rights held by Rangen.

The Coalition has proposed a plan to mitigate injury to Rangen's senior water rights that result from depletions under junior priority ground water rights held by the Coalition. The plan proposes:

- Limit the volume diverted by certain cities in the Coalition to only that volume authorized under water rights senior to July 1, 1983;
- Deliver up to 1.0 cfs or more as necessary and as long as necessary starting on or before June 1, 2014 to the Sandy Ponds Recharge Area southeast of Hagerman. The water for the ground water recharge will be conveyed to the ponds via the North Side Canal Company's ("NSCC") conveyance system and may be comprised of NSCC shares held by some of the members of the Coalition.

The Department has not determined the adequacy of the proposed plan. A complete copy of the proposed plan is available for review at either the Department's State Office in Boise, the Department's Regional Office in Twin Falls, or at the website link above.

Any protest against approval of the plan must be filed with the Department, together with a protest fee of \$25, within ten days of the last day of publication of this notice. The protest must include a certificate of service showing that a copy of the protest has been mailed to or served on the Coalition's counsel.

Gary Spackman, Director

Published in the Mountain Home News and Idaho Mountain Express on May 7th & 14th, 2014; and the **Times News on May 8th & 15th, 2014.**

✓ OK DM 5/21/2014